



**IN THE COURT OF CRIMINAL APPEALS  
OF TEXAS**

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**NO. WR-50,961-10**

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**EX PARTE RODNEY REED, Applicant**

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**ON APPLICATION FOR POST-CONVICTION WRIT OF HABEAS CORPUS IN  
CAUSE NO. 8701 IN THE 21<sup>ST</sup> JUDICIAL DISTRICT COURT  
BASTROP COUNTY**

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***Per curiam.* NEWELL, J., not participating.**

**ORDER**

In May 1998, a jury found Applicant guilty of the offense of capital murder and the trial court sentenced him to death. *See* TEX. PENAL CODE § 19.03(a) and TEX. CODE CRIM. PROC. art. 37.071.<sup>1</sup> This Court affirmed Applicant's conviction and sentence on direct appeal. *Reed v. State*, No. AP-73,135 (Tex. Crim. App. Dec. 6, 2000) (not designated for publication). We denied relief on Applicant's initial post-conviction application for a writ of habeas corpus and dismissed his first subsequent writ application

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<sup>1</sup> Unless otherwise indicated, all references in this order to Articles refer to the Texas Code of Criminal Procedure.

in the same order. *Ex parte Reed*, Nos. WR-50,961-01 and WR-50,961-02 (Tex. Crim. App. Feb. 13, 2002) (not designated for publication). We then dismissed or denied relief on claims Applicant raised in eight more subsequent writ applications. *Ex parte Reed*, 271 S.W.3d 698 (Tex. Crim. App. 2008); *Ex parte Reed*, Nos. WR-50,961-04 and WR-50,961-05 (Tex. Crim. App. Jan. 14, 2009) (not designated for publication); *Ex parte Reed*, No. WR-50,961-06 (Tex. Crim. App. July 1, 2009) (not designated for publication); *Ex parte Reed*, Nos. WR-50,961-07 and WR-50,961-08 (Tex. Crim. App. May 17, 2017) (not designated for publication); *Ex parte Reed*, Nos. WR-50,961-08 and WR-50,961-09 (Tex. Crim. App. June 26, 2019) (not designated for publication); .

On November 11, 2019, Applicant filed in the trial court his ninth subsequent application for a writ of habeas corpus (our -10). After reviewing the application, this Court determined that three of the claims raised met the dictates of Article 11.071 § 5, and we remanded the claims to the trial court for a review on the merits. *Ex parte Reed*, No. WR-50,961-10 (Tex. Crim. App. Nov. 15, 2019) (not designated for publication).

On January 13, 2021, because it had been more than a year since we remanded the application to the trial court, we ordered the trial court to resolve any remaining issues in the case within 180 days from the date of the order. We also ordered the clerk to thereafter immediately transmit the complete writ record to this Court. This order made the case due in this Court on or before July 12, 2021.

Citing to pandemic-related safety issues in holding a hearing, the parties and the

trial court have jointly asked for an extension to January 7, 2022. At present, we will extend the deadline for resolving the issues and returning the case to this Court to no later than August 31, 2021.

Any further extensions of time shall be requested by the trial judge, or on the judge's behalf, and obtained from this Court. Any such request shall also be accompanied by a detailed statement showing what efforts have been undertaken to resolve the issues raised and good cause for why an additional extension is warranted.

IT IS SO ORDERED THIS THE 14<sup>th</sup> DAY OF APRIL, 2021.

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